

UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH DAKOTA
SOUTHERN DIVISION

FILED

AUG 14 2013

DANIEL TOBIN and JILL TOBIN, as
conservators of K.T., a minor,

Plaintiffs,

-vs-

PAYLESS SHOESOURCE, INC.,

Defendant.

CIV. 13-4006

ORDER OF DISMISSAL


CLERK

The court has been advised the parties resolved their dispute. Therefore,
it is

ORDERED that this action is hereby dismissed with prejudice and without
costs, each party to pay their own costs. Any party, on good cause shown on or
before September 13, 2013, may move to vacate this Order of Dismissal and
reopen this action if settlement is not consummated. The Court also retains
ancillary jurisdiction to enforce all settlement agreements entered into by the
parties and their representatives. *See Harris v. Arkansas State Highway and
Transp. Dep't.*, 437 F.3d 749 (8th Cir. 2006).

Dated August 14, 2013.

BY THE COURT:


KAREN E. SCHREIER
UNITED STATES DISTRICT COURT